



2005 ASSEMBLY BILL 1079

February 28, 2006 – Introduced by Representative LOEFFELHOLZ, cosponsored by Senator SCHULTZ, by request of Jim Muench. Referred to Committee on Rural Development.

1 **AN ACT** *to amend* 23.33 (4) (c) (title); and *to create* 23.33 (4) (c) 3. and 23.33 (11)
2 (ag) of the statutes; **relating to:** allowing all-terrain vehicles on highways for
3 the purpose of plowing snow.

Analysis by the Legislative Reference Bureau

Under current law, no person may operate an all-terrain vehicle upon any part of any freeway that is a part of the federal system of interstate and defense highways or upon any part of any other highway except for limited operations such as crossing a highway between trails. There are limited exceptions that allow a person to operate an all-terrain vehicle on a closed highway during a special event or for certain municipal, state, and utility operations.

This bill allows a county, town, city, or village to allow a person to operate an all-terrain vehicle on a highway for the purpose of removing snow. In order to operate an all-terrain vehicle on a highway, a person must have a snowplow attached to his or her all-terrain vehicle and there must be an accumulation of snow on the ground.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

4 **SECTION 1.** 23.33 (4) (c) (title) of the statutes is amended to read:

ASSEMBLY BILL 1079**SECTION 1**

1 23.33 (4) (c) (title) *Exceptions; municipal, state and utility operations; races and*
2 *derbies; snow removal; land surveying operations.*

3 **SECTION 2.** 23.33 (4) (c) 3. of the statutes is created to read:

4 23.33 (4) (c) 3. Paragraph (b) does not apply to the operator of an all-terrain
5 vehicle who is engaged in snow removal in a county, town, city, or village that has
6 passed an ordinance under sub. (11) (ag).

7 **SECTION 3.** 23.33 (11) (ag) of the statutes is created to read:

8 23.33 (11) (ag) A county, town, city, or village may enact an ordinance that
9 allows a person to operate an all-terrain vehicle on a highway for the purpose of
10 removing snow. An ordinance enacted under this subsection may allow the operation
11 of an all-terrain vehicle on a highway only when there is accumulated snowfall on
12 the ground and only if the all-terrain vehicle has an attached snowplow.

13

(END)